



Atty. Dkt. No. 053466-0365

***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicant: Hiroaki ITO et al.  
Title: A PREVENTIVE OR THERAPEUTIC AGENT FOR  
INFLAMMATORY BOWEL DISEASE COMPRISING IL-6  
ANTAGONIST AS AN ACTIVE INGREDIENT  
Appl. No.: 10/677,227  
Filing Date: 10/3/2003  
Examiner: Prema Maria MERTZ  
Art Unit: 1646  
Conf. No.: 8597

**STATEMENT REGARDING IDS TIMING STATEMENT**  
**and**  
**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant wishes to correct the record. The Information Disclosure Statement filed on June 4, 2010, in the above-identified application inadvertently included the following statement of recent discovery on page 2:

**STATEMENT**

The undersigned hereby states in accordance with 37 CFR §1.97(e)(1) that each item of information contained in this information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three (3) months prior to filing of this Statement.

The undersigned has since learned that the Chilean Office Action mentioned on page 2 of the IDS was issued on December 23, 2009. Therefore, the above statement is withdrawn from the IDS filed on June 4, 2010. This error was inadvertent and made without deceptive intent.

Moreover, the error does not affect the IDS because the IDS was filed after a Request for Continued Examination and before receipt of an Office Action, Notice of Allowance, or any action closing prosecution. Accordingly, the statement, and the fee, were not required. Because the \$180.00 fee paid with IDS was not required, a refund of the \$180.00 is requested to be deposited to Deposit Account 19-0741.

Respectfully submitted,

Date SEP 10 2010

By 

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